5128427/2021/VIG-III-PRR01

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – PR&RD Department – Disciplinary proceedings against Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District – Departmental Proceedings under Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991 –Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Rt.No.560 **Dated:26.10.2021**

Read:

G.O.Rt.No.558, PR&RD (Vig.III) Department, dt:26.10.2021

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ORDER:

It is proposed to hold an enquiry against Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District as per departmental procedure laid down in Rule 20 of A.P. Civil Services (CC&A) Rules 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District is directed to submit his written statement of defense within (10) days from the date of receipt of this order.

4. Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him exparte, based on the material available on record.

6. Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any

(Contd.P-2)

representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this orders shall be acknowledge along with Annexure-I, II, III & IV forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District through the Commissioner, PR&RD, Tadepalli, Guntur District.
The Commissioner, PR&RD, Tadepalli, Guntur District (With a request to serve the order on the charged Officer and furnish acknowledgment with dated signature for record).
Sf/Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER

(PTO for Annexures)

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI BATTULA BHASKARA RAO, S/o LATE DHANARAJU, JUNIOR ASSISTANT, O/o GRAMA PANCHAYAT, NARASANNAPETA, SRIKAKULAM DISTRICT IN CRIME NO. 06/RCT-ACB/SKL/2016 OF ACB, SRIKAKULAM RANGE.

Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District joined in Government Service on 18.12.2004 at Gram Panchayat Office, Ponduru as Bill Collector and on consequent promotions he rose up to the rank of Junior Assistant on 01.11.2014 and posted at the O/o Grama Panchayat, Narasannapeta. He worked as such at Grama Panchayat Office, Narasannapeta from 01.11.2014 to 24.06.2016 and while working as such, he committed grave misconduct in as much as.

CHARGE:

Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District went on leave by just keeping four leave applications on various dates addressed to the Executive Officer, Narasannapeta with request to sanction leave on (1) 19.01.2016 (2) 25.01.2016 to 26.01.2016 (3) 17.02.2016 and (4) 11.03.2016. But there was no sanction from the competent sanctioning authority on the leave application or any of the leave letters. Further he also signed in the attendance register on 11.03.2016.

Thus, Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District by his above mentioned acts, he has exhibited misconduct, lack of absolute integrity, discipline and sense of propriety and also conduct unbecoming of post held by him and thereby contravened the Rule 3(1) & (2) r/w 4(i) of A.P. Civil Services (Conduct) Rules – 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS IN SUPPORT OF THE ARTICLE OF CHARGE FRAMED AGAINST SRI BATTULA BHASKARA RAO, S/o LATE DHANARAJU, JUNIOR ASSISTANT, O/o GRAMA PANCHAYAT, NARASANNAPETA, SRIKAKULAM DISTRICT IN CRIME NO. 06/RCT-ACB/SKL/2016 OF ACB, SRIKAKULAM RANGE.

Sri Battula Bhaskara Rao, S/o Late Dhanaraju, Junior Assistant, O/o Gram Panchayat, Narasannapeta, Srikakulam District joined in Government Service on 18.12.2004 at Gram Panchayat Office, Ponduru as Bill Collector and on consequent promotions he rose up to the rank of Jr. Asst., on 01.11.2014 and posted at the O/o Grama Panchayat, Narasannapeta. He worked as such at Grama Panchayat Office, Narasannapeta from 01.11.2014 to 24.06.2016. He born on 11.05.1978 and he will attain the age of superannuation on 31.05.2038. He is here-in-after called as Government Servant.

CHARGE:

That the Government servant went on leave by just keeping four leave applications on various dates addressed to the Executive Officer, Narasannapeta with request to sanction leave on (1) 19.01.2016 (2) 25.01.2016 to 26.01.2016 (3) 17.02.2016 and (4) 11.03.2016. But there was no sanction from the competent sanctioning authority on the leave application or any of the leave letters. Further he also signed in the attendance register on 11.03.2016.

BASIS OF CHARGE

That on 23.06.2016 at 12.30 hrs, Sri Potnuru Venkata Ramana Murthy of Polaki village presented a written report stating that he purchased a vacant site in the name of his wife Smt. P. Jyothi to an extent of 400 Sq.Yards in Plot No. C-43, Indiranagar Colony, Narasannapeta. On 03.05.2016, he submitted an application to the Executive Officer, Narasannapeta Panchayat for approval of building plan for construction of a house in the above site. Later he met the Executive Officer, Narasannapeta Grama Panchayat and said Executive Officer demanded bribe of Rs.35,000/- for approval of his building plan. After following due procedure, the DSP, ACB, Srikakulam Range registered the above report as a case in Cr.No. 06/RCT-ACB/SKL/2016, U/Sec: 7 of P.C. Act, 1988 on 24.06.2016 at 13.00 hrs and took up investigation.

But, on 24.06.2016 at about 16.55 hrs, Sri Ch. Umamaheswara Rao, Executive Officer, Narasannapeta Grama Panchayat was trapped when he further demanded and accepted the bribe amount of Rs.35,000/-.

During the course of trap proceedings, the DSP, ACB seized the attendance register of the office of Grama Panchayat, Narasannapeta along with 10 leave applications. On verification of the attendance register and leave applications, it is found that the Government servant went on leave by just keeping four leave applications on various dates addressed to the Executive Officer, Narasannapeta with request to sanction leave on (1) 19.01.2016 (2) 25.01.2016 to 26.01.2016 (3) 17.02.2016 and (4) 11.03.2016. But there was no sanction from the competent sanctioning authority on the leave application or any of the leave letters. Further he also signed in the attendance register on 11.03.2016.

Thus, the Government Servant, previously worked at Panchayat office, Narasannapeta, Srikakulam Dist, by his above mentioned acts, has exhibited misconduct, lack of absolute integrity, discipline and sense of propriety and also conduct unbecoming of post held by him and thereby contravened the Rule 3(1) & (2) r/w 4(i) of A.P. Civil Services (Conduct) Rules – 1964.

Thus, the Government Servant rendered himself liable for departmental action for major penalty.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI BATTULA BHASKARA RAO, S/o LATE DHANARAJU, JUNIOR ASSISTANT, O/o GRAMA PANCHAYAT, NARASANNAPETA, SRIKAKULAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

1.	Copy of FIR in Cr. No. 06/RCT-ACB/SKL/2016 of ACB, Srikakulam Range.
2.	Mediator Report-II in Cr.No.06/RCT-ACB/SKL/2016, dated 24.06.2016
3.	Copy of attendance register of the Narasannapeta Panchayat maintained from January, 2016 along with copies of C.L. applications.
4.	Copy of statement of Dr. Desula Venkata Vidya Sagar, S/o Jagga Rao, age 45 years, Mandal Parishad Development Officer, Narasannapeta, Srikakulam District, R/o Near Mandal Parishad Office, Narasannapeta, Srikakulam District.
5.	Any other document if necessary it will be produced at the time of enquiry.

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ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI BATTULA BHASKARA RAO, S/o LATE DHANARAJU, JUNIOR ASSISTANT, O/o GRAMA PANCHAYAT, NARASANNAPETA, SRIKAKULAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

1.	Sri Ayyagari Gopalu, S/o Ramarao, age 59 years, Asst. Engineer, R&B Department, Gara, Srikakulam Sub Division, Srikakulam, R/o LIG 30/B/2, Babametta, Vizianagaram, Phone: 9703072873.
2.	Sri Bejjipuram Krishna Murthy, S/o Bangari Naidu, age 35 years, Jr. Asst., R&B Sub Division, Srikakulam, R/o last line, Kalki Nagar, Thotapalem Road, Srikakulam, Phone: 9494392519.
3.	Dr. Desula Venkata Vidya Sagar, S/o Jagga Rao, age 45 years, Mandal Parishad Development Officer, Narasannapeta, Srikakulam District, R/o Near Mandal Parishad Office, Narasannapeta, Srikakulam District.
4.	Sri P.Srinivasa Rao, the then Inspector of Police, Anti Corruption Bureau, Srikakulam Range, Srikakulam.
5.	Sri K. Ranga Raju, the then Dy. Supdt. of Police, Anti Corruption Bureau, Srikakulam Range, Srikakulam.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER